

1 Jay W. Eisenhofer
2 Geoffrey C. Jarvis
3 Michael J. Barry
4 Mary S. Thomas (State Bar No. 175110)
5 GRANT & EISENHOFER P.A.
6 Chase Manhattan Centre
7 1201 North Market Street
8 Wilmington, DE 19801
9 Tel: 302.622.7000
10 Fax: 302.622.7100
11 jeisenhofer@gelaw.com

12 Merrill Glen Emerick (State Bar No. 117248)
13 ANDERLINI, FINKELSTEIN, EMERICK & SMOOT
14 400 S. El Camino Real – Suite 700
15 San Mateo, CA 94402
16 Tel: 650.348.0102
17 Fax: 650.348.0962
18 memerick@afeslaw.com

19 *Attorneys for Proposed Lead Plaintiff*
20 *The New York City Employees' Retirement System*

21 **UNITED STATES DISTRICT COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION**

23
24 MARTIN VOGEL and KENNETH
25 MAHONEY, on Behalf of Themselves and
26 All Other Similarly Situated,

27 Plaintiffs,

28 v.

29 STEVEN JOBS, PETER OPPENHEIMER,
30 FRED ANDERSON, WILLIAM V.
31 CAMPBELL, MILLARD S. DREXLER,
32 ALBERT GORE, Jr., ARTHUR D. LEVINSON,
33 JEROME B. YORK and APPLE COMPUTER,
34 INC.,

35 Defendants.

36 Case No.: C06-05208-MHP

37 NOTICE OF HEARING ON THE NEW
38 YORK CITY EMPLOYEES
39 RETIREMENT SYSTEM'S MOTION
40 FOR ITS APPOINTMENT AS LEAD
41 PLAINTIFF AND FOR APPROVAL OF
42 ITS SELECTION OF COUNSEL

43 Date: February 23, 2007

44 Time: 9:00 a.m.

45 Dept.: Courtroom 3, 5th Floor

46 Judge: The Honorable Marilyn H. Patel

47 TO: ALL PARTIES AND THEIR COUNSEL OF RECORD:

48 PLEASE TAKE NOTICE that on February 23, 2007 at 9:00 a.m., or as soon thereafter
49 as the matter may be heard in Court 3, Fifth Floor of the above-entitled court, located at 191
50 North 1st Street, San Jose, California, a hearing will be held on the The New York City

51
52 Notice of Hearing on the New York City Employees'
53 Retirement System's Motion for its Appointment as Lead Plaintiff
54 And for Approval of its Selection of Counsel
55 Case No. C06-05208-MHP

1 Employees' Retirement System's motion for an order appointing it as lead plaintiff and Grant
2 & Eisenhofer as lead counsel.

3 The motion will be based on the motion filed, the Memorandum of Law filed, the
4 pleadings, records and papers filed herein, and such other and further oral and documentary
5 evidence and legal memoranda as may be presented at or by the hearing on said motion:

7 Dated: January 10, 2007

8 Respectfully submitted,

9 **GRANT & EISENHOFER P.A.**

10 /s/ Mary S. Thomas

11 Jay W. Eisenhofer
12 Geoffrey C. Jarvis
13 Michael J. Barry
14 Mary S. Thomas (State Bar No. 175110)
15 Chase Manhattan Centre
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The New York City Employees' Retirement System*

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